



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

July 17, 2012

RYAN HECKER, TREASURER  
FREEDOMWORKS FOR AMERICA  
400 N CAPITOL STREET NW SUITE 765  
WASHINGTON, DC 20001

**Response Due Date**

**08/21/2012**

IDENTIFICATION NUMBER: C00499020

REFERENCE: MAY MONTHLY REPORT (04/01/2012 - 04/30/2012)

Dear Treasurer:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. This notice requests information essential to full public disclosure of your federal election campaign finances. **Failure to adequately respond by the response date noted above could result in an audit or enforcement action.** Additional information is needed for the following 3 item(s):

1. Commission Regulations require that a committee discloses the identification of all individuals who contribute in excess of \$200 in a calendar year. (11 CFR § 104.3(a)(4)(i)) Identification for an individual is defined as the full name (initials for first or last name are not acceptable), complete mailing address, occupation, and name of employer. (11 CFR § 100.12) Your report discloses contributions from individuals for which the identification is not complete.

The following employer and occupation entries appear on your report and are not considered acceptable: "Info Requested/Info Requested," "None/None," "Private/Private," "Self-Employed/Agriculture Business Owner," "Self-Employed/None," and "Self-Employed/Self-employed."

You must provide the missing information, or if you are unable to do so, you must demonstrate that "best efforts" have been used to obtain the information. To establish "best efforts," you must provide the Commission with a detailed description of your procedures for requesting the information. Establishing "best efforts" is a three-fold process.

First, your original solicitation must include a clear and conspicuous request for the contributor information and must inform the contributor of the requirements of federal law for the reporting of such information. (11 CFR § 104.7(b)(1)) See 11 CFR § 104.7(b)(1)(B) for examples of acceptable

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statements regarding the requirements of federal law.

Second, if the information is not provided, you must make one follow-up, stand alone effort to obtain this information, regardless of whether the contribution(s) was solicited or not. This effort must occur no later than 30 days after receipt of the contribution and may be in the form of a written request or an oral request documented in writing. (11 CFR § 104.7(b)(2)) The requests must:

- clearly ask for the missing information, without soliciting a contribution,
- inform the contributor of the requirements of federal law for the reporting of such information, and
- if the request is written, include a pre-addressed post card or return envelope.

Third, if you receive contributor information after the contribution(s) has been reported, you should either a) file with your next regularly scheduled report, an amended memo Schedule A listing all the contributions for which additional information was received; or b) file on or before your next regularly scheduled reporting date, amendments to the report(s) originally disclosing the contribution(s). (11 CFR § 104.7(b)(4))

Please amend your report to provide the missing information or a detailed description of your procedures for requesting the information. For more information on demonstrating "best efforts," please refer to the Campaign Guide.

**2.** Schedule E supporting Line 24 of your report discloses negative entries for adjustments of expenditures made during this or previous reporting periods. If the original amount of these expenditures was reported incorrectly, then the original reports should be amended to correct this disclosure. However, if these negative entries represent rebates or refunds, then these transactions should be itemized as receipts on Schedule A supporting Line 15 of the Detailed Summary Page. Please amend your report to correct these discrepancies or provide clarification regarding these transactions. (2 U.S.C. § 434(b)(2) and 11 CFR §104.3(a)(2)(vii))

**3.** Schedule E of your report indicates that your committee may have failed to file or failed to timely file one or more of the required 48 hour report(s) for independent expenditures (see attached). A political committee must file a 48 hour report with the Federal Election Commission as specified in 11 CFR §104.4(b), within 48 hours of any independent expenditures aggregating \$10,000 or more with respect to a given election, made any time during the

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calendar year up to and including the 20th day before an election. The report must be received by the Commission by 11:59 p.m. on the second day following the date on which independent expenditures that aggregate \$10,000 or more are publicly distributed or disseminated. These expenditures must then be fully itemized on Schedule E, or as memo entries on Schedule E and reflected on Schedule D if distributed or disseminated prior to payment, of the next report required to be filed by the committee. Although the Commission may take further action concerning this matter, your prompt response will be taken into consideration. (11 CFR §104.3(b))

**Please note, you will not receive an additional notice from the Commission on this matter.** Adequate responses must be received by the Commission on or before the due date noted above to be taken into consideration in determining whether audit action will be initiated. Failure to comply with the provisions of the Act may also result in an enforcement action against the committee. Any response submitted by your committee will be placed on the public record and will be considered by the Commission prior to taking enforcement action. **Requests for extensions of time in which to respond will not be considered.**

Electronic filers must file amendments (to include statements, designations and reports) in an electronic format and must submit an amended report in its entirety, rather than just those portions of the report that are being amended. If you should have any questions regarding this matter or wish to verify the adequacy of your response, please contact me on our toll-free number (800) 424-9530 (at the prompt press 5 to reach the Reports Analysis Division) or my local number (202) 694-1169.

Sincerely,



Kevin Fortkiewicz  
Campaign Finance Analyst  
Reports Analysis Division

Name of Payee	Date	Amount	Purpose	Candidate
Freedomworks	4/17/12	\$383.32	IE-Lugar-Est. Staff & Overhead	Richard G. Lugar
Freedomworks	4/18/12	\$621.30	IE-Lugar-Est. Staff & Overhead	Richard G. Lugar
Targeted Creative Communications	4/18/12	\$3,220.13	IE-Hatch-Printing	Orrin G. Hatch

Name of Payee	Date	Amount	Purpose	Candidate	Report Received
Freedomworks	4/12/12	\$1,936.67	IE-Lugar-Travel	Righard G. Lugar	4/26/12
Freedomworks	4/13/12	\$157.33	IE-Lugar-Travel	Righard G. Lugar	4/26/12
Arrowhead Graphics Inc.	4/20/12	\$252.75	IE-Nelson-Printing/Shipping	Bill Nelson	5/8/12
Ground Floor LLC	4/23/12	\$475.00	IE-Nelson-Media Buy	Bill Nelson	5/8/12
Rebecca Hagelin Communications	4/23/12	\$6,561.67	IE-Nelson-Media Buy	Bill Nelson	5/8/12
Terra Eclipse, Inc.	4/23/12	\$458.33	IE-Nelson-Media Buy	Bill Nelson	5/8/12